

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

PURDUE PHARMA PRODUCTS L.P.,  
NAPP PHARMACEUTICAL GROUP LTD.,  
BIOVAIL LABORATORIES INTERNATIONAL,  
SRL, and ORTHO-MCNEIL, INC.,

Plaintiffs/Counterclaim-defendants,

V.

PAR PHARMACEUTICAL, INC. and  
PAR PHARMACEUTICAL COMPANIES, INC.,

Defendants/Counterclaim-plaintiffs.

C.A. No. 07-255-JJF  
(CONSOLIDATED)

## NOTICE OF MOTION

PLEASE TAKE NOTICE that plaintiffs will present their Motion to Strike Defendants' Expert Report of Harry F. Manbeck, Jr. before the District Court on September 12, 2008 at 10:00 a.m.

MORRIS, NICHOLS, ARSHT &amp; TUNNELL LLP

/s/ *Rodger D. Smith II*

OF COUNSEL:

Robert J. Goldman  
Sasha G. Rao  
ROPES & GRAY LLP  
525 University Avenue, Suite 300  
Palo Alto, California 94301  
(650) 617-4000

Jack B. Blumenfeld (#1014)  
Rodger D. Smith II (#3778)  
1201 N. Market Street  
Wilmington, DE 19899-1347  
(302) 658-9200  
jblumenfeld@mnat.com  
rsmith@mnat.com  
*Attorneys for Plaintiffs*  
*Purdue Pharma Products L.P.*  
*and Napp Pharmaceutical Group Ltd.*

Sona De  
Richard A. Inz  
ROPES & GRAY LLP  
1211 Avenue of the Americas  
New York, New York 10036  
(212) 596-9000

Paul S. Tully  
Aaron F. Barkoff  
MCDONNELL BOEHNEN HULBERT  
& BERGHOFF LLP  
300 South Wacker Drive  
Chicago, IL 60606  
(312) 913-0001

August 8, 2008

2443269

BAYARD P.A.

*/s/ Richard D. Kirk*

---

Richard D. Kirk (#922)  
222 Delaware Avenue, Suite 900  
P.O. Box 25130  
Wilmington, DE 19899-5130  
(302) 429-4208  
rkirk@bayardfirm.com  
*Attorneys for Plaintiff*  
*Biovail Laboratories International, SRL*

CONNOLLY BOVE LODGE & HUTZ LLP

*/s/ Mary W. Bourke*

---

Mary W. Bourke (#2356)  
The Nemours Building  
1007 N. Orange Street  
P.O. Box 2207  
Wilmington, DE 19899  
(302) 658-9141  
mbourke@cblh.com  
*Attorneys for Plaintiff*  
*Ortho-McNeil, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on August 8, 2008, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to:

Frederick L. Cottrell, III, Esquire  
Steven J. Fineman, Esquire  
RICHARDS, LAYTON & FINGER, P.A.

Richard D. Kirk, Esquire  
BAYARD, P.A.

Mary W. Bourke, Esquire  
CONNOLLY BOVE LODGE & HUTZ LLP

I further certify that I caused to be served copies of the foregoing document on August 8, 2008, upon the following in the manner indicated:

Frederick L. Cottrell, III, Esquire  
Steven J. Fineman, Esquire  
RICHARDS, LAYTON & FINGER, P.A.  
One Rodney Square  
Wilmington, DE 19801

*VIA ELECTRONIC MAIL*

Edgar H. Haug, Esquire  
Robert E. Colletti, Esquire  
FROMMER LAWRENCE & HAUG LLP  
745 Fifth Avenue  
New York, NY 10151

*VIA ELECTRONIC MAIL*

Paul S. Tully, Ph.D., Esquire  
MCDONNELL BOEHNEN HULBERT  
& BERGHOFF LLP  
300 South Wacker Drive  
Chicago, IL 60606

*VIA ELECTRONIC MAIL*

Richard D. Kirk, Esquire  
BAYARD, P.A.  
222 Delaware Avenue  
Suite 900  
Wilmington, DE 19801

*VIA ELECTRONIC MAIL*

Mary W. Bourke, Esquire  
CONNOLLY BOVE LODGE & HUTZ LLP  
The Nemours Building  
1007 North Orange Street  
Wilmington, DE 19801

*VIA ELECTRONIC MAIL*

*/s/ Rodger D. Smith II*

---

Rodger D. Smith II (#3778)